

**From:** Sweeney, Stephen  
**To:** Carlin, Jayne; Henning, Alan; Waye, Don; Solloway, Chris; Wu, Jennifer  
**CC:** Byrne, Jennifer  
**Sent:** 9/8/2014 2:22:33 PM  
**Subject:** RE: Draft Sept 4th OR CZARA Managers Meeting Action Items

Hey guys,

# Ex. 5 - Attorney Client

Thanks,

Steve

**From:** Carlin, Jayne  
**Sent:** Monday, September 08, 2014 1:59 PM  
**To:** Waye, Don; Croxton, Dave; Henning, Alan; Wu, Jennifer; allison.castellan@noaa.gov; Solloway, Chris; Flahive, Katie; Rueda, Helen; Parry, Roberta; Melissa Rada - NOAA Affiliate; Sweeney, Stephen; Byrne, Jennifer; 'jeff.dillen@noaa.gov'; Psyk, Christine; Hall, Lynda; Joelle Gore - NOAA Federal; Barber, Anthony  
**Subject:** Draft Sept 4th OR CZARA Managers Meeting Action Items

Hi All,

Please review the action items below.

## September 4 OR CZARA Managers Meeting Action Items

- Allison will provide the managers with OR's conditional approval findings doc on the add MM for forestry condition and rationale language. *Completed, see Sept 4th email.*
- Jenny will provide the managers with the riparian rule analysis including the discussion on Paired Watershed Studies and Ripstream analysis. *Completed, see Sept 4th email.*
- Tech Team will provide talking points on Forestry/Riparian.
- Managers Team will let Tech/Legal Teams know of any decisions made during the Sept 4<sup>th</sup> Managers Team meeting. Tech Team will revise issue papers/rationales/talking points to reflect any decisions made during that meeting.
- The Forestry/Pesticides team will look into notification requirements in neighboring states; what makes Oregon unique or different; the scientific basis or record to support why FIFRA label compliance would not be considered sufficient to provide adequate protection of type N non-fish bearing streams from aerial application of herbicides; whether Oregon Toxics standard is relevant to addressing this condition; and the exact wording of this condition from the 1988 findings, focusing on whether it directly references buffers (*it does*). *Will be discussed during September 10<sup>th</sup> meeting*
- All will review the Ag MM paper to better prepare for the Sept 4<sup>th</sup> call (*postponed until late September*).
- Managerial and legal teams will complete the review of the rationales for interim approval for OSDS and New

Development MMs and provide comments to Don Waye by August 29. *Still waiting for comments from some managers and attorneys.*

- Managerial and legal teams will complete the review of the interim disapproval rationale based on Forestry/Riparian, as well as the issue paper, and provide comments to Alan Henning by prior to Sept 10<sup>th</sup> call.
- As part of issue paper/talking points, the Tech/Legal team will include information on opposition's major comments/possible arguments and the federal agencies' responses, as appropriate.

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- Don will incorporate the managers' selection of the OSDS option into the appropriate documents.
- Forestry/landslides team will provide the following information to the managerial team in the form of talking points: comparison to how Washington addresses high risk landslides' potential impact to water quality in forested areas; EPA/NOAA expectations and suggestions on how Oregon can address this additional MM; whether we have the data to identify landslide prone areas and nearby receiving waters. *Will be discussed on Sept 10<sup>th</sup> call.*

**Upcoming September Meetings**

Sept 9	10/1	OR CZARA
Sept 10	12/3	OR CZARA Mgrs (Focus on Forestry/Roads, address questions under action items on Forestry/Pesticides & Forestry Landslides)
Sept 16	10/1	OR CZARA
Sept 18	12/3	OR CZARA Mgrs
Sept 22	10/1	OR CZARA Mgrs
Sept 23	10/1	OR CZARA
Sept 29	10:30/1:30	OR CZARA Mgrs
Sept 30	10/1	OR CZARA

Regards,

Jayne

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